
HOUSE BILL No. 1668

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-8-10-3.5.

Synopsis: Merit board member conflicts of interest. Provides that a member of the sheriff's merit board forfeits the member's membership if the member has a financial interest in a transaction between: (1) the sheriff's department or an employee of the sheriff's department; and (2) any person.

Effective: July 1, 2003.

Cherry, Lytle

January 21, 2003, read first time and referred to Committee on Appointments and Claims.

C
o
p
y



Introduced

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1668

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-8-10-3.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2003]: **Sec. 3.5. (a) This section applies to a purchase, a sale, a**
4 **lease, a contract, an option, or other transaction executed after**
5 **June 30, 2003.**

6 **(b) This section does not apply to a board member's entitlement**
7 **to compensation for transacting the business of the board as set**
8 **forth in section 3 of this chapter.**

9 **(c) A board member may not have a financial interest in a**
10 **purchase, a sale, a lease, a contract, an option, or other transaction**
11 **between:**

12 **(1) the department or a department employee; and**
13 **(2) any person;**
14 **involving property or services.**

15 **(d) For purposes of this section, a board member does not have**
16 **a financial interest if the interest is:**

17 **(1) in the common stock of a corporation that is a party to the**

2003

IN 1668—LS 6606/DI 87+



1 purchase, sale, lease, contract, option, or other transaction
2 with the department or a department employee, unless the
3 combined holdings in the corporation of:

4 (A) the board member, the member's spouse, and the
5 member's unemancipated children; or

6 (B) the department employee, the employee's spouse, and
7 the employee's unemancipated children;

8 are more than one percent (1%) of the outstanding shares of
9 the common stock of the corporation; or

10 (2) not greater than the interest of the general public, any
11 other local government officer, or any other local government
12 employee.

13 (e) This section prohibits a board member or any business or
14 corporation that the board member has a financial interest in from
15 contracting with a county police officer for the provision of
16 security services by the county police officer.

17 (f) A board member who violates this section forfeits the
18 member's membership on the board, in addition to any criminal
19 penalty imposed under IC 35-44-1.

C
o
p
y

